

Spokane Regional Toxics Task Force
TSCA Workgroup
Proposed Plan of Activities
April 4, 2018 Meeting Summary

Conference Call Attendees:

Doug Krapas (Inland Empire Paper Company)
Adriane Borgias (Ecology)
Lisa Dally Wilson (Dally Environmental)
Cadie Olson (City of Spokane)
Tom Agnew (Liberty Lake Sewer & Water District)
Lucy Edmondson (EPA)
Mike Peterson (Lands Council)
Greg Lahtig (WA DOT)

Meeting Notes (General):

- Greg Lahtig of WA DOT **Ex. 6 Personal Privacy (PP)** Tammie Williams (Environmental Manager of Eastern Region) and Elsa Pond (TMDL Lead) will be taking over representation for DOT on these TSCA related discussions.
- For context, Cadie asked if WA DOT is regulated for PCBs. Greg replied that they are not, but are regulated for stormwater under individual permits. DOT participates in TMDL related activities as their duty and obligation.
- Next meeting of the TSCA Workgroup will be via conference call on Wednesday, May 2 from 10:00 to noon.
- Meeting notes for each Task # below are provided at the end of each task and shown in Blue and Action items are shown in Red.

1. Task #1 – Yellow Road Paint Pilot

- a. Description – complete work started with the American Coatings Association (ACA) to eliminate the use of diarylide yellow pigments in road paints in WA State and perhaps across the U.S. WA DOT needs to follow-up and incorporate into their purchasing specification, along with the City of Spokane and Spokane County. Also need to work on a national level to and consolidate the number of paint formulations from the current 38 down to approximately 8 (cost reduction).
- b. Responsible Parties – Doug Krapas, Lisa Dally Wilson, Mike Peterson, WA DOT, City of Spokane, Spokane County, EPA

Meeting Notes for Task #1:

- The TSCA Team agreed on having WA DOT, the City of Spokane and Spokane County work towards adopting the American Coatings Association (ACA) proposal to exclude Diarylide yellow pigments in road paints in their specifications.

Action Items:

1. Doug to follow up with County to find out their purchasing procedures, specifications, etc. and willingness to adopt ACA proposal
 2. SRRTTF to submit letter to Directors of WA DOT, WA DES, City of Spokane and Spokane County requesting a higher level meeting to discuss implementation. Doug to draft letter with the help of Mike, Lisa and Greg review by next TSCA meeting on May 2nd.
- Discussed possible organizations to discuss national level standardization of road striping paints to both reduce the number of formulations and eliminate diarylide yellow based paints. Federal Department of Transportation, Federal Highway Administration, National Association of State Highway Officials.

Action Items:

1. Lucy and Greg to follow up to determine applicable Federal agencies to best suited for this discussion.
 2. Doug to follow up with the ACA and CMPA to see who best to lobby for this change.
2. Task #2 – Printing Inks Pilot
- a. Description – similar to Task #1 above, continue working with the Color Pigment Manufacturers Association (CPMA) and Mark Vincent of Dominion Colour towards the development of non-chlorinated pigment based inks used in the publishing of newspaper, magazines and advertisements. Perhaps run trials with select publishers to assess the characteristics of alternative non-chlorinated products.
 - b. Responsible Parties – Doug Krapas, Doug Grenlund, Adriane Borgias (TSCA concerns), Mike Peterson, David Wawer (CPMA), Mark Vincent (Dominion Colour), Publishers

Meeting Notes for Task #2:

- Lucy suggests using purchasing power, contracts and marketing strategies to educate the purchasers of TSCA containing PCB products (examples: Amazon, HP, publishers).
- Need to get our facts straight before pursuing this strategy.

3. Task #3 – Investigate Technical, Legal and Policy Solutions

- a. Description – continue investigation of the Technical, Legal and Policy Solutions document (attached) to determine what, if any, may be worth pursuing. This includes ranking the solution list according to feasibility, resources and timing, then pursuing any feasible options.
- b. Responsible Parties – Doug Krapas, Lucy Edmondson (EPA), Lisa Dally Wilson, Adriane Borgias

Action Items:

1. Lucy to review solutions document with Region 10 and EPA HQ as a first cut to evaluate feasibility.
2. Doug, Lucy, Lisa and Adriane will conduct a follow-up meeting to discuss the first cut findings and then develop a prioritization of options.

4. Task #4 – PCB-11 Risk Assessment

- a. Description – EPA in a letter of response to the SRRTTF dated February 24, 2015 (attached), EPA requested that toxicity testing be conducted on PCB-11 by the National Toxicology Program at the National Institute of Environmental Health Sciences. This promise was made 3 years ago in 2015 and we have not had any feedback from EPA on the results of this study. Need a champion within EPA to follow-up on the status of this project.
- b. Responsible Parties – Doug Krapas, Lucy Edmondson, Ecology

Meeting Notes for Task #4:

- Lucy provides a brief follow-up to this request: request was made, they are supposedly working on it and the results could pop out any day (or not). Somewhat of a black hole as far as information sharing.

Action Items:

1. Lucy will continue to follow-up.

5. Task #5 – Public Relations Campaign

- a. Description – continue work on educating regulating agencies, legislators, end users (publishers, packaging, consumers, etc.), environmental interests, tribes, and the general public on the TSCA concern, its implications and potential remedies.
- b. Responsible Parties – Doug Krapas, Education Workgroup, Green Chemistry Workgroup, Dr. Lauren Heine and Charlotte Trebilcock (NW green Chemistry), Tony Kingsbury and many others.

Meeting Notes for Task #4:

- Adriane is working with Lauren Heine, who is a well-respected professional, to obtain recognition of our plight.
- Mike suggested targeting specific industry periodicals (stormwater magazine, publishers, HP for printing inks)
- Cadie struggles with the most important campaign message...is it toxics or PCBs?

Action Items:

1. **TSCA workgroup needs to coordinate with Education and Outreach workgroup on execution of potential strategies**
6. **Chris Hladick (EPA Director) Issues Letter (new Task from last SRRTTF meeting):**
- a. Upon attending the most recent SRRTTF meeting (March, 2018), Chris suggested that the SRRTTF summarize its concerns in an "Issues Letter".
 - b. Provide a couple paragraphs of context (concerns of the TSCA paradox w/ WQS)
 - c. Then discuss what Chris may be able to do to help us
 - d. Provide asks that Chris can take to HQ for consideration
 - e. Responsible Parties: Lisa Dally Wilson, Rob Lindsay and Tom Agnew

Action Items:

1. **Lisa, Tom and Rob to develop a draft letter for approval by the SRRTTF at the May meeting. Preliminary draft due to the TSCA group by the May 2nd meeting.**

TSCA Workgroup Members (Recent):

Doug Krapas, Inland Empire Paper Company
Greg Lahtig, WA Department of Transportation
Keith Kawamura, Department of Enterprise Services (DES)
Lucy Edmondson, Environmental Protection Agency (EPA)
Michelle Mullin, Environmental Protection Agency (EPA)
Kat Compton, Environmental Protection Agency (EPA)
Adriane Borgias, WA Department of Ecology
Karin Baldwin, WA Department of Ecology
Saskia VanBergen, WA Department of Ecology
Rob Lindsay, Spokane County
Mike Petersen, The Lands Council
Vikki Barthels, Spokane Regional Health District
Kara Whitmanm WSU/Ruckelshaus

Affiliates:

David Darling, American Coatings Association (ACA)
Raleigh Davis, American Coatings Association (ACA)
Barry Cupp, Sherwin Williams
Michael Jung, SWARCO Industries LLC
David Wawer, Color Pigment Manufacturers Association (CPMA)
Mark Vincent, Dominion Colour